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*NOT ADMITTED TO THE NEW YORK BAR

December 13, 2017

By ECF

Honorable Anita B. Brody
United States District Court
Eastern District of Pennsylvania
James A. Byrne U.S. Courthouse
601 Market Street, Room 7613
Philadelphia, PA 19106

In re: Nat'l Football League Players' Concussion Injury Litig., No. 12-md-2323-AB

Dear Judge Brody:

On behalf of the NFL Defendants, we write to request a modest extension of both the filing deadline and page limits for our reply briefs in further support of the September 25, 2017 motions to dismiss the Second Amended Master Administrative Long-Form Complaint on preemption grounds and for failure to state a claim.

On December 8, 2017, Lead Counsel for the Opt Out Plaintiffs filed their two opposition briefs totaling approximately 84 pages. In addition, the Seau Family plaintiffs filed two 20-page opposition briefs, and plaintiff Ted Johnson filed an individual opposition brief. The NFL Defendants' reply briefs currently are due on January 22, 2018 and are limited to no more than 30 pages each.

PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP

Honorable Anita B. Brody

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In adjusting the NFL Parties' previous briefing schedule to coordinate it with the Opt Out Plaintiffs' request for additional time, Your Honor stated that you "may consider future requests for extensions of time for good cause shown." (ECF Nos. 8928, 8936.) Accordingly, the NFL Defendants respectfully request a three-week extension of time—until February 12, 2018—to file their reply briefs. The NFL Defendants request this extension to allow them adequate time to address the voluminous briefing filed by Opt Out Plaintiffs and to accommodate holiday vacations and family obligations of several team members. The NFL Defendants also respectfully request an additional 20 pages for each brief (preemption and failure to state a claim) to permit the NFL Defendants to respond fully to all of the arguments raised in the December 8 briefing (including the individual arguments raised by the Seau Family and Mr. Johnson). We enclose a proposed order for Your Honor's consideration.

Lead Counsel for Opt Out Plaintiffs has indicated that she does not object to either of these requested extensions. Counsel for plaintiff Ted Johnson has indicated that he does not object to the requested extensions as long as the NFL Defendants' arguments in response to Mr. Johnson's individual brief do not exceed the length of that individual brief.

Respectfully submitted,



Bruce Birenboim

Enclosure

cc: Wendy R. Fleishman, Esq.
Steven M. Strauss, Esq.
Bradford R. Sohn, Esq.

CERTIFICATE OF SERVICE

It is hereby certified that a true copy of the foregoing document was served electronically via the Court's electronic filing system on the 13th day of December, 2017, upon all counsel of record.

Dated: December 13, 2017

/s/ Bruce Birenboim

Bruce Birenboim